

**RHODE ISLAND DEPARTMENT OF LABOR & TRAINING
DIVISION OF PROFESSIONAL REGULATIONS
MECHANICAL BOARD**

1511 Pontiac Avenue

Building 70 – 2nd Floor Conference Room

Cranston, RI 02920

TUESDAY, MARCH 5, 2008

In attendance: Stanley Davies, Chairperson

Timothy Bryne

John Webster

Bobby Joe Harris

Jack King, Jr.

Ronald Cronin

Dennis Brennan

Raymond Freitas

Not in Attendance: Michael Carreiro, Michael Januario, Quinlan Regan

Also in Attendance: Benjamin Copple, Esquire, Charles Wright, Investigator, Ted Whittaker, Investigator, Valentino Lombardi, Esquire

There was a Quorum today.

Chairperson, Stanley Davies, opened the Board meeting at 9:07 AM. The Board went right into the hearing.

There is (1) one hearing for today.

Ted Whittaker, Investigator, Charles Wright, Investigator, Bruce T. Mortimer of Yankee Engineering was sworn in by the Board Stenographer.

1. Bruce T. Mortimer/Yankee Engineering #2865 and #2990 –

Ted Whittaker read the first violation, No. 2865: A complaint has been received from Karen Slaughter of 27 Holburn Street, Cranston, RI that on or about August 3, 2006, Mr. Bruce T. Mortimer did submit a proposal to replace a boiler and also to install an A/C system. The boiler part of the proposal has been completed. Work remains on the A/C system. The City of Cranston has no mechanical permit on file for this work. This is one (1) violation of RIGL 28-27-20 "State and municipal inspections and installation permits". Furthermore, Mr. Mortimer is not licensed in Rhode Island to perform this work. This is one (1) violation of RIGL 28-27-28 "Practices for which a license is required".

Charles Wright passed out information to the Board members pertaining to the work done at Karen Slaughter's home, which was reviewed by the Board members. Mr. Bruce T. Mortimer did not receive the certified mail letter regarding the hearing (it came back to us), however, he did receive the regular letter through the mail. A final notice was sent out and received by Mr. Mortimer and requested a hearing.

Mr. Bruce T. Mortimer did not have a license, nor did he have a permit.

Timothy Bryne made a motion that a finding of fact did occur regarding Violation No. 2865, dated September 24, 2006. Bobby Joe Harris seconded the motion. All Board members were in favor. Jack King recused himself from this violation.

Timothy Bryne made a motion that the fine of \$1,000 pertaining to RIGL 28-27-24 be upheld. Bobby Joe Harris seconded the motion. All Board members were in favor. Jack King recused himself from this violation.

Bruce T. Mortimer-Violation #2990 –

Ted Whittaker read the violation: On October 13, 2006, RIDLT Investigator, Charles Wright found that Bruce T. Mortimer had installed heating and A/C at 47 Hope Street, Units 5, 4, 2 in Providence, RI. A check with the City of Providence indicates that there is no Mechanical Permit for this address. This is one (1) violation of RIGL 28-27-20 "State and municipal inspections and installation permits". Further this department's records do not show that Bruce T. Mortimer is properly licensed to perform this work. This is one (1) violation of RIGL 28-27-5 "Practices for which a master or contractor license is required."

Mr. T. Mortimer did not have a Master's license, nor did he have a permit to perform this work.

Timothy Byrne made a motion that a finding of fact did occur on Violation No. 2990, dated January 17, 2007. John Webster seconded the motion. All Board members were in favor. Jack King recused himself from this violation.

Timothy Byrne made a motion that the fine of \$1,900 be upheld. Ron Cronin, Bobby Joe Harris, and John Webster seconded the motion. All Board members were in favor. Jack King recused himself from this violation.

Chairperson, Mr. Stanley Davies, advised Mr. Mortimer that the recommendation by the Board will be given to the Director and she

will have the final decision. Mr. Mortimer will receive here decision in the mail.

The Hearing was closed.

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The minutes of the February 6, 2008 Board meeting were reviewed. John Webster made a motion to accept the minutes. Dennis Brennan seconded the motion. All Board members were in favor.

New Business:

Charles Wright informed the Board that Albert Houle of Houle Plumbing, Inc., 1 Pomfret Way, Greene, RI 02827 sent a letter in requesting to come before the Board to take a RI pipefitter Master 2 license.

Mr. Houle passed out to the Board his resume and work records.

Bobby Joe Harris made a motion that Mr. Houle be able to sit for the Pipefitter Master 2 exam. Timothy Bryne seconded the motion. All Board members were in favor.

Charles Wright introduced Mr. Donald Sirois to the Board members.

Mr. Sirois requested to come before the Board to request that he sit for the Pipefitter Journeyman 2 examination.

Mr. Donald Sirois is self-employed and holds a Refrigeration Master License, and graduated from N.E. Tech.

Timothy Bryne made a motion that Mr. Sirois be able to sit for the Pipefitter Journeyman 2 examination. Raymond Freitas seconded the motion. Jack King recused himself. All other Board members were in favor.

Charles Wright reported to the Board that there were new legislation bills introduced into the Senate.

Bill one #7605 wants to bring underground piping 1 foot into the building. The hearing is next Wednesday.

John Webster made a motion to oppose this bill. Bobby Joe Harris seconded the motion to oppose this bill. All Board members were in favor.

Another bill submitted would be to have a 1 to 1 ratio for all of the trades across the Board. The Department is against this and a recommendation has been made to the Director to oppose this bill.

Another bill regarding high school students in the apprentice

program to have one year of education and 2000 hours on the job training. Department is against this bill and a recommendation has been made to the Director to oppose this bill.

Bills H7998 and S2764 regarding underground utility contractors to allow underground utility contractors from property line to 5 feet out of the building. There is a discrepancy between DEM and us as to who will handle this.

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The Board will provide a recommendation of guidance and direction to the Director regarding Bills 2764, 7998, 7605 with the problems of the legislation as submitted. Charles Wright and Ted Whittaker will do a letter of recommendation to the Director.

Other Business:

Election of Chairperson and Vice Chairperson will take place at this March meeting.

Bobby Joe Harris made a motion to elect Timothy Bryne as Chairperson. Dennis Brennan seconded the motion, but Timothy Bryne declined the position.

Timothy Bryne made a motion that Stanley Davies be re-elected as Chairperson. John Webster seconded the motion. All Board members were in favor. Stanley Davies accepted the nomination.

Timothy Bryne made a motion that Michael Carreiro be elected as Vice Chairperson. John Webster seconded the motion. All Board members were in favor.

There was no further business before the Board.

Review of examinations will be performed after the Board meeting.

Dennis Brennan made a motion to adjourn the Board meeting at 10:10 am. Timothy Bryne seconded the motion. All Board members were in favor.

Minutes respectively submitted by Elaine J. Heiss, March 5, 2008.

The next meeting of the Mechanical Board is April 2, 2008 at 10:00 am in Building #70, 2nd floor conference room, 1511 Pontiac Avenue, Cranston, RI 02920.